

REMARKS

Claims 1-20 are presented in this application. Claims 1-2 were previously pending, and dependent claims 3-20 have been added. Claim 1 is amended herein to further define the claimed invention, and not for reasons related to patentability. In particular, the amendments are not made to overcome the prior claim rejection, as the Examiner has already indicated that claims 1-2 are allowable. Applicant also incorporates the remarks made in the response to the June 7, 2010 Office Action (filed with RCE on Nov. 8, 2010).

Substance of Examiner Interview.

Applicant thanks Examiner Greene for the courtesies extended in taking the time on February 2, 2011 to discuss the present application with Applicant and Applicant's representatives.¹ The invention of the present application and the distinctions with the prior art were discussed, in the context of the remarks made in the response to the June 7, 2010 Office Action. The Examiner acknowledged that applicant's arguments presented in that response are persuasive and agreed that claims 1-2 as are allowable. A copy of the Interview Summary is attached hereto.

¹ Steven Wallman (applicant) and Brian Mudge (of the firm Kenyon & Kenyon) and Michael Fortkort.

CONCLUSION

All outstanding rejections have been overcome. It is respectfully submitted that, in view of the foregoing remarks and claim amendments, the application is in clear condition for allowance. Issuance of a Notice of Allowance is earnestly solicited.

The Office is hereby authorized to charge any fees required under 37 C.F.R. § 1.16 or § 1.17 or credit any overpayments to Deposit Account No. 11-0600. The Office is invited to contact the undersigned at 202-220-4200 to discuss any matter regarding this application.

Respectfully submitted,

Date: February 14, 2011

/ Brian S. Mudge /

Brian S. Mudge

Registration No. 40,738

KENYON & KENYON LLP
1500 K Street, NW, Suite 700
Washington, DC 20005-1257
Telephone: (202) 220-4200
Facsimile: (202) 220-4201

Interview Summary

Application No.

10/627,626

Applicant(s)

WALLMAN, STEVEN M.H.

Examiner

DANIEL L. GREENE JR.

Art Unit

3694

All participants (applicant, applicant's representative, PTO personnel):

(1) DANIEL L. GREENE JR.

(3) Mike Fortkort.

(2) Brian Mudge.

(4) Steven Wallman.

Date of Interview: 02 February 2011.

Type: a) ☐ Telephonic b) ☐ Video Conference
c) ☒ Personal [copy given to: 1) ☒ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No.

If Yes, brief description: _____.

Claim(s) discussed: 1.

Identification of prior art discussed: Art of Record

Agreement with respect to the claims f) ☒ was reached. g) ☐ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Claims appear allowable over Art of Record. Will wait for Applicant to submit Preliminary Amendment before examining RCE.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.